IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLN.NO.967 OF 2007

1. Shri.Bharat Jugdas Kale
2. Ganesh @ Sunil Shripati Chawan
3. Narayan @ Santosh Rama Kale
4. Ambadas Rama Chawan
5. Dattu Babu Chawan
6. Bhagwan Kallappa Kale
All r/o Savatgaon, Tal.Malshiras, Dist. Solapur ..Applicants

Vs.

State of Maharashtra ..Respondents

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Mr.Milind Deshmukh Advocate for Applicants
Mrs.A.S.Pai A.P.P. for the State

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CORAM: SMT.V.K.TAHILRAMANI,J.
DATE : APRIL 11, 2007

P.C.

1. Heard the learned advocate for the applicants and the learned A.P.P. for the State.

2. The applicants are seeking bail in C.R.No.125 of 2006 of Akluj Police Station. The said case is mainly under Sections 399 and 402 of IPC.

3. The police received information that some

persons who were going to commit dacoity, were to passby Maruti Mandir. On reaching there, the police found the present applicants. They were armed with various weapons.

4. The learned A.P.P. has pointed out that applicant nos.1, 3, 5 and 6 have antecedents i.e. C.R.No.119 of 1998 of Akluj Police Station under Section 380 of IPC against applicant no.1, C.R.No.61 of 2006 (2) C.R.No.76 of 2006, (3) C.R.No.117 of 2006, (4) C.R.No.130 of 2006, (5) C.R.No.132 of 2006, all are under Section 380 of IPC and registered with Akluj Police Station, are against applicant no.3 and C.R.No. 10 of 1993 under Sections 380 & 457 of IPC, (2) C.R.No.123 of 1998 under Sections 394 & 457 of IPC, (3) C.R.No.16 of 2000 under Sections 380 and 457 of IPC, (4) C.R.No.6 of 2006 under Sections 399 and 402 of IPC, (5) C.R.No.61 of 2006 under Section 380 of IPC, (6) C.R.No.71 of 2006 under Section 380 of IPC, (7) C.R.No.117 of 2006 under Section 380 of IPC, (8) C.R.No.130 of 2006 under Section 380 of IPC and (9) C.R.No.132 of 2006 under Section 380 of IPC are against applicant nos.5 and 6. Looking to all these antecedents, it does appear that these

applicants had assembled there to commit dacoity with preparation for the same.

5. In the present case, as far as applicant nos. 2 and 4 are concerned, they have no antecedents. Looking to this fact, I am inclined to grant bail to the applicant Nos.2 and 4 only.

6. The applicant no.2-Ganesh @ Sunil Shripati Chawan and applicant no.4-Ambadas Rama Chawan to be released on bail in the sum of Rs.25,000/- each (Rs.Twenty five thousand only) with one or two sureties to make up the said amount in C.R.No. 125 of 2006 of Akluj Police Station. The applicants shall report to the concerned Police Station once in a week till the conclusion of trial.

7. Application is disposed of.

[V.K.Tahilramani, J.]